

United States District Court, Eastern District of Washington
Magistrate Judge Mary K. Dimke
Richland

USA v. Alfredo Magana Garibay

Case No. 4:15-CR-6049-EFS-18

Defendant's Motion to Reopen Detention Hearing
(ECF 829):

- | | |
|--|--|
| <input checked="" type="checkbox"/> Cora Vargas, Courtroom Deputy [R] | <input checked="" type="checkbox"/> Stephanie Van Marter, US Atty |
| <input checked="" type="checkbox"/> Pam Howard, Courtroom Deputy [Tele] | <input checked="" type="checkbox"/> Nicholas Marchi, Defense Atty |
| <input checked="" type="checkbox"/> Linda Leavitt & Erica Helms, US Probation / Pretrial Services [Tele] | <input checked="" type="checkbox"/> Interpreter NOT REQUIRED |
| <input checked="" type="checkbox"/> Defendant present <input checked="" type="checkbox"/> in custody USM | <input type="checkbox"/> Defendant not present / failed to appear |
| <input type="checkbox"/> <input checked="" type="checkbox"/> out of custody | |
| <hr/> | |
| <input type="checkbox"/> Defendant continued detained | <input checked="" type="checkbox"/> Additional Conditions of Release imposed |
| | <input checked="" type="checkbox"/> 199C Advice of Penalties/Sanctions |

REMARKS

Defense counsel advised, other than posting of the financial bond, all conditions have been met and proposes the bond be posted and Defendant be released.

Court colloquy with Defense regarding the information Probation is receiving from the Defendant's family. Defense replied Defendant's family has no knowledge as to a gun that was contained in a storage unit.

Government agrees with the Court of being concerned about the location of the missing gun and the Defendant's girlfriend's involvement. USA advised she has confirmed that ICE would take the Defendant into custody if he is released and ICE has said they would make the Defendant available for transport for further proceedings.

Court colloquy with USA regarding ICE detainment and deportation issues.

The Court ordered:

1. Defendant's Motion to Reopen Detention Hearing (ECF 829) is **granted**.
2. \$50,000 Percentage Bond - with \$5,000 to be posted with the District Court Clerk's Office - signed by the Defendant.
3. The Bond must be posted prior to the Defendant's release.
4. Conditions of release imposed upon Defendant which were read to him in Court from ECF NO. 457. Order forthcoming.